(3)

IN THE HIGH COURT OF JUDICATURE AT BILASPUR
(CHHATTISGARH)

WRIT PETITION No. 33 /2001.

(WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION ON INDIA)

PETITIONER: M/S SUNBRITE MARKETING PVT. LTD., A company incorporated under the provisions of Indian Companies Act,1956,Through- Shri S.S. Gupta S/o Vallabh Gupta, aged about 47 years, Authorised Attorney of the Company, R/o 199, Civil Lines, RAIPUR (CHHATTISGARH).

//Versus//

RESPONDENTS:

1. STATE OF CHHATTISGARH Through-Principal Secretary, Commercial Tax Department (Excise), Government of Chhattisgarh, Mantralaya, RAIPUR (Chhattisgarh).

2. COMMISSIONER OF EXCISE Raipur (Chhattisgarh).

3. COLLECTOR, DURG (CHHATTISGARH)

4. ASSISTANT COMMISSIONER (EXCISE), DURG (CHHATTISGARH)

5. M/S PRIME LIQUORS Through:- Shri Sampuran Singh Bagga, S/o Shri Trilok Singh Bagga, R/o Rajnandgaon (Chhattisgarh)

P.R. No. ..... Presented by Shri ..... dated 9-1-2001

WRIT PETITION UNDER ARTICLE 226/227 OF THE CONSTITUTION ON INDIA FOR ISSUANCE OF WRIT, CIRTIORARY, DIRECTION, PROHIBITION OF THE LIKE ETC.

Under Articles 226/227

XI-HC-22

(46)

उच्च न्यायालय, मध्यप्रदेश, जबलपुर HIGH COURT OF CHHATTISGARH BILASPUR

M.P. Excise Act

आदेश पत्रक

WP मामला क्रमांक 33 सन् 2001

Sunbright Marketing विरुद्ध State of Chhattisgarh SJB-(Civil)

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश
17.1.2001	Heard Shri Alok Aradhe counsel for the petitioner and Shri N.K. Shukla, Dy. A.G. for the respondents. As regards the same matter writ petition was filed in the Madhya Pradesh High Court at Jabalpur and order was passed by the Court on 11.5.2000 in the following manner : " Having heard learned counsel for the parties, I deem it expedient that the Excise Commissioner considers the representation of the petitioner and takes decision in accordance with law expeditiously preferably within a period of 6 weeks from the date of communication/ production of a copy of this order. I direct accordingly. " In the meantime during pendency of the representation before the Excise Commissioner at Gwalior, the High Court of	PR Petition Presented With by Sri Rwa Adm 9/1/ 10-1 The pet drawn nec ced Let reco Adm +2

आदेश का दिनांक आदेश क्रमांक सहित	आदेश हस्ताक्षर सहित	कार्यालयीन मामलों में डिप्टी रजिस्ट्रार के अन्तिम आदेश

Chhattisgarh came into existence at Bilaspur. Hence the filing of fresh petition by the petitioner before this Court. It is submitted that similar direction would suffice in the present circumstances.

After hearing the counsel for the parties, the prayer is allowed. Let a fresh representation be now made before the Excise Commissioner at Raipur, respondent no.2. On receipt of the said representation, the Excise Commissioner shall examine and dispose of the representation on merit after directing notice to respondent no.5 M/s Prime Liquors, within a period of five weeks from the date of receipt of this order.

C.C. today.

Nair/*

Sd/-
Chief Justice

GRPRJ—FS/4—4/99—20.000.

CCS
17/4